March 27, 2024

The Court will refer the parties to Magistrate Judge Gorenstein for settlement. The parties shall conduct the depositions of the three witnesses listed below. All other deadlines listed in the Amended Pretrial Scheduling Order, (see dkt. no. 74), shall be held in abeyance until the conclusion of the parties' settlement efforts.

VIA ECF

Honorable Loretta A. Preska United States District Court Southern District of New York 500 Pearl Street New York, New York 10007

SO ORDERED.

LORETTA A. PRESKA, U.S.D.J

04/02/2024

Re: Bishins et al., v. CleanSpark, Inc., et al., Case No. 1:21-cv-00511-LAP

Dear Judge Preska,

We represent the parties in the above-referenced action, and write pursuant the Court's direction at the March 20, 2024 status conference.

The parties have agreed to mediate before Judge Gorenstein, and will endeavor, in the next few days, to provide the Court with broad availability dates.

In the meantime, the parties have agreed to depose three individuals: (1) Plaintiff Darshan Hasthantra, (2) Defendant Zach Bradford (in both his individual and Rule (30(b)(6) capacity), and (3) an additional third-party witness.

Respectfully submitted,

/s/ Gregory B. Linkh

GLANCY PRONGAY & MURRAY LLP

Gregory B. Linkh 230 Park Ave., Suite 538 New York, New York 10169 Telephone: (212) 682-5340 Facsimile: (212) 884-0988 glinkh@glancylaw.com

Counsel for Plaintiff

/s/ Aari Itzkowitz

WILK AUSLANDER LLP

Aari Itzkowitz 825 Eighth Avenue, Suite 2900 New York, NY 10019 Tel: (212) 981-2300 Fax: (212) 752-6380 aitzkowitz@wilkauslander.com

Counsel for Defendants